

EL804518659US

EXPRESS MAIL LABEL NO.:

DATE: November 15, 2001

FORM PTO 1390 (REV 11-2000)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ICON-001	
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATES		U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
PCT/US00/13555	17 May 2000		097980542
PRIORITY DATE CLAIMED			
17 May 1999			
TITLE OF INVENTION PROCESS OF RAPID VARIETY-INDEPENDENT PLANT TRANSFORMATION			
APPLICANT(S) FOR DO/EO/US Nikolay V. Kuchuk and Victor Klimyuk			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> <input checked="" type="checkbox"/> 1. This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. <input type="checkbox"/> 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing 35 U.S.C. 371 <input checked="" type="checkbox"/> 3. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below. <input type="checkbox"/> 4. The US has been elected by the expiration of 19 months from the priority date (PCT Article 31). <input checked="" type="checkbox"/> 5. A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <input type="checkbox"/> 6. An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). <input checked="" type="checkbox"/> 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. <input type="checkbox"/> 8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). <input checked="" type="checkbox"/> 9. An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). (Unexecuted) <input type="checkbox"/> 10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 			
Items 11 to 20 below concern document(s) or information included:			
<ol style="list-style-type: none"> <input checked="" type="checkbox"/> 11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. w/PTO-1449, 5 references <input type="checkbox"/> 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. <input type="checkbox"/> 13. A FIRST preliminary amendment. <input type="checkbox"/> 14. A SECOND or SUBSEQUENT preliminary amendment. <input type="checkbox"/> 15. A substitute specification. <input type="checkbox"/> 16. A change of power of attorney and/or address letter. <input type="checkbox"/> 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. <input checked="" type="checkbox"/> 18. A second copy of the published international application under 35 U.S.C. 154(d)(4). <input type="checkbox"/> 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). <input checked="" type="checkbox"/> 20. Other items or information: Copy Of International Preliminary Examination Report, Six (6) Sheets of Formal Drawings 			

U.S. APPLICATION NO. (IF KNOWN) (7 CHAR. LS)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER	
09/980542	PCT/US00/13555	ICON-001	
21. <input checked="" type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) – (5)):			
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1040.00			
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00			
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$740.00			
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$710.00			
<input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00			
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 100.00	
Surcharge of \$ for furnishing the oath or declaration later than			
<input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).		\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	39-20 =	19	x 18.00 \$ 342.00
Independent claims	2-3 =		x \$ 0.00
MULTIPLE DEPENDENT CLAIM(s) (if applicable)		+ 280.00	\$ 280.00
TOTAL OF ABOVE CALCULATIONS =		\$ 722.00	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.		\$ -361.00	
SUBTOTAL =		\$ 361.00	
Processing fee of \$ for furnishing the English translation later than		\$	
<input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)). + (per property).		\$	
TOTAL NATIONAL FEE =		\$ 361.00	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31) (per property).		+ \$	
TOTAL FEES ENCLOSED =		\$ 361.00	
		Amount to be Refunded:	\$
		Charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.			
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>12-1095</u> in the amount of \$ <u>361.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.			
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to my Deposit Account No. <u>12-1095</u> . A duplicate copy of this sheet is enclosed.			
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.			
SEND ALL CORRESPONDENCE TO: LERNER, DAVID, LITTBENBERG, KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090 (908) 518-6346			
SIGNATURE: <u>Shawn P. Foley</u> NAME: <u>Shawn P. Foley</u> REGISTRATION NUMBER: <u>33,071</u>			